



PATENT

NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICANT OF: WILLIAM T. BALL
SERIAL NO. : 10/721,694
FILED : November 25, 2003
TITLE : CAP FOR SEALING A BATHTUB OVERFLOW PORT
FOR TESTING PURPOSES
Group/A.U. : 3751
Conf No. : 6303
Examiner : Kathleen J. Prunner
Docket No. : P06474US3-138B

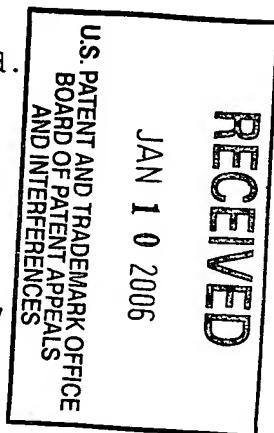
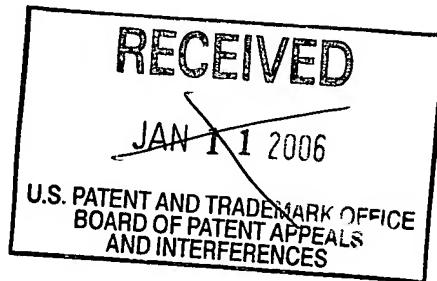
Box BPAI
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals
and Interferences from the decision of the Examiner dated
October 6, 2005 rejecting claims 1, 2 and 4.

Applicant is a small entity under 37 CFR 1.9 and 1.27. The
items checked below are appropriate:

- A check in the amount of \$250 is enclosed.
- The Commissioner is hereby authorized to
charge any deficiencies which may be
required, or credit any overpayment to
Deposit Account No. 50-2098.
- A Petition for Extension of Time under 37
CFR 1.136(a) is enclosed.



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United
States Postal Service as First Class Mail, postage prepaid, in an envelope
addressed to: Mail Stop BPAI, Commissioner of Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, on this 5th day of January, 2006.

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250.00 DP

Timothy J. Zarley /

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JAN 12 2006

Two additional copies of the notice are enclosed.

Respectfully submitted,



Timothy J. Zarley, Reg. #45,253
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- [TJZ/jlk] -